

cities and towns, delinquent up to and including October 20, 1931, providing said taxes are paid on or before January 31, 1932; declaring a State policy and the existence of a public calamity; repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, September 25, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 76, A bill to be entitled "An Act making an appropriation of the sum of fifty thousand dollars (\$50,000) or so much thereof as may be necessary out of the General Revenue to pay the per diem and mileage of members; the per diem of officers and employes; and the contingent expense of the Second Called Session of the Forty-second Legislature of the State of Texas, convened on the 8th day of September, 1931, by proclamation of the Governor; to supplement the like appropriation of the Regular and First Called Sessions of said Legislature; to pay any unpaid vouchers or warrants held by members, officers, or employes of the Regular and First Called Sessions of said Legislature, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, September 25, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 74, A bill to be entitled "An Act making an emergency appropriation out of the funds belonging to the State Highway Department, not otherwise appropriated, for the purpose of paying the expenses necessary to carry out and complete the provisions of House bill No. 688, Acts of the Forty-second Legislature, Regular Session, Chapter 79, page 121, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, September 24, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 64, A bill to be entitled "An Act amending Senate bill No. 246, Chapter 285, by readjusting, reducing, and reapportioning appropriations to pay the salaries of officers and employes of certain eleemosynary institutions of the State and other expense of maintaining and conducting them for the two fiscal years, beginning September 1, 1931, and ending August 31, 1933, as follows, to-wit: etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

#### REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,  
Austin, Texas, September 25, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 9, "An Act amending Chapter 367, Section 4, of the General Laws of the Regular Session of the Forty-second Legislature of Texas, by changing the time for holding district court in the counties of McCulloch, Brown, and Coleman; and providing for the time of the taking effect of this act,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

#### TWELFTH DAY.

(Saturday, September 26, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and developed the fact that there was not a quorum present.

Mr. Young moved a call of the House for the purpose of securing a quorum, and the call was duly ordered.

The Speaker then directed the Door-keeper to close the main entrance to the Hall, and instructed the Sergeant-

at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Barron, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll was called again, and the following members were present:

Mr. Speaker.	Hines.
Adams of Jasper.	Holder.
Adkins.	Holland.
Akin.	Hoskins.
Alsup.	Howsley.
Baker.	Hubbard.
Barron.	Jackson.
Beck.	Johnson
Bounds.	of Dallam.
Boyd.	Johnson
Brice.	of Dimmit.
Brooks.	Johnson of Morris.
Bryant.	Jones of Shelby.
Burns of Walker.	Jones of Atascosa.
Burns	Kennedy.
of McCulloch.	Laird.
Carpenter.	Lasseter.
Caven.	Lemens.
Coltrin.	Leonard.
Cox of Limestone.	Lilley.
Cunningham.	Lockhart.
Davis.	Long.
DeWolfe.	McGill.
Dodd.	McGregor.
Donnell.	Magee.
Dowell.	Martin.
Dunlap.	Mehl.
Duvall.	Metcalf.
Dwyer.	Moffett.
Elliott.	Moore.
Engelhard.	Morse.
Farmer.	Murphy.
Farrar.	Nicholson.
Ferguson.	Olsen.
Finn.	O'Quinn.
Fisher.	Patterson.
Forbes.	Petsch.
Ford.	Ramsey.
Fuchs.	Ratliff.
Gilbert.	Ray.
Giles.	Richardson.
Goodman.	Rogers.
Graves.	Rountree.
Greathouse.	Sanders.
Grogan.	Satterwhite.
Hanson.	Savage.
Hardy.	Scott.
Harman.	Shelton.
Harrison	Sherrill.
of Waller.	Smith of Wood.
Hatchitt.	Sparkman.
Hefley.	Stephens.
Herzik.	Stevenson.
Hill.	Steward.

Strong.	Veatch.
Sullivant.	Wagstaff.
Tarwater.	Walker.
Terrell	Warwick.
of Cherokee.	West of Coryell.
Terrell	West of Cameron.
of Val Verde.	Wiggs.
Towery.	Young.

#### Absent.

Anderson.	McCombs.
Coombes.	McDougald.
Dale.	Munson.
Hughes.	Pope.
Keller.	Wyatt.

#### Absent—Excused.

Adams of Harris.	Justiss.
Adamson.	Kayton.
Albritton.	Lee.
Bedford.	Mathis.
Bond.	Reader.
Bradley.	Smith of Bastrop.
Claunch.	Turner.
Cox of Lamar.	Van Zandt.
Daniel.	Vaughan.
Harrison	Weinert.
of El Paso.	Westbrook.
Holloway.	

A quorum was announced present.

Prayer was offered by the Rev. John W. Holt, Chaplain.

#### LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Bond for today, on motion of Mr. Metcalfe.

Mr. Lee for today, on motion of Mr. Burns of McCulloch.

Mr. Cox of Lamar for today, on motion of Mr. Coltrin.

Mr. Bedford for today, on motion of Mrs. Moore.

Mr. Vaughan for today, on motion of Mr. Harman.

Mrs. Hughes for today, on motion of Mrs. Moore.

Mr. Holloway for today, on motion of Mr. Johnson of Morris.

Mr. Turner for today, on motion of Mr. Hefley.

Mr. Weinert for today, on motion of Mr. Barron.

Mr. Justiss for today, on motion of Mr. Bounds.

Mr. Westbrook for today, on motion of Mr. Harman.

Mr. Reader for today, on motion of Mr. Hatchitt.

Mr. Smith of Bastrop for today, on motion of Mr. Brice.

Mr. Petsch for today, on motion of Mr. Howsley.

#### HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Laird:

H. B. No. 94, A bill to be entitled "An Act amending House bill No. 7, passed by the Second Called Session of the Forty-second Legislature, to provide therein that the provisions providing that only 30 per cent of the cultivated land may be planted in cotton shall be in force and effect when and if three-fourths of the cotton-growing States shall enact cotton acreage reduction laws, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Sanders:

H. B. No. 95, A bill to be entitled "An Act making appropriations to pay salaries and expenses of district judges in Judicial Districts Nos. One Hundred and Twenty-three (123), One Hundred and Twenty-four (124), and One Hundred and Twenty-six (126), and to pay salaries of assistant district attorneys in the Forty-seventh (47th) Judicial District for the two-year period beginning September 1, 1931, and ending August 31, 1933, and to pay blanket warrants issued by the State Comptroller to district judges, district attorneys and court reporters for services rendered after the acts creating their respective offices became effective, and declaring an emergency."

Referred to Committee on Appropriations.

#### BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 80, "An Act for the purpose of releasing the interest and penalties on all State, county, special school, school district, road district, levee improvement district, and irrigation district taxes and taxes of

other defined subdivisions of the State, other than incorporated cities and towns, delinquent up to and including October 20, 1931, providing said taxes are paid by January 1, 1932; declaring a State policy and the existence of a public calamity; repealing all laws in conflict herewith, and declaring an emergency," with amendments.

#### MOTION TO PRINT.

Mr. Savage moved that House bill No. 93, reported adversely with a minority favorable report, be printed.

The motion was lost.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Sanders, Senate bills Nos. 36 and 43 and House bill No. 95 were ordered not printed.

On motion of Mr. Satterwhite, House bill No. 83 was ordered not printed.

#### PROVIDING FOR A COMMITTEE TO BE KNOWN AS "THE COTTON INQUIRY COMMITTEE"

Mr. Beck offered the following resolution:

House concurrent resolution No. 17, Providing for a committee to be known as the Cotton Inquiry Commission.

Whereas, The growing of cotton has for generations been the chief pursuit of the farmers of Texas; and

Whereas, The physical welfare, the hope for educational advantages and the economic independence of our Texas farmers depends principally upon the stability of the cotton industry; and

Whereas, Every class of citizen engaged in any occupation in this State is in large degree affected by the condition of the cotton producers; and

Whereas, This great industry is faced with problems complex and varied in their nature and not generally understood, problems that may lead to the further improvement of the industry; and

Whereas, A thorough understanding of the various problems presented and the factors that affect the cotton industry may suggest measures whereby present conditions could be improved; and

Whereas, It is important that all facts obtainable and bearing upon

this subject should be presented to the people of Texas in a form that is understandable and free from self-interest; therefore, be it

Resolved by the Legislature of Texas, That there shall be appointed by the Speaker of the House of Representatives and by the Lieutenant Governor, a committee composed of five members of the House and four from the Senate to be known as "The Cotton Inquiry Commission."

It shall be the duty of said committee to collect accurate and pertinent information concerning area of land devoted to the production of cotton and the effect of any conservation methods that may be necessary to preserve the soil, the problems of the cotton producer in his financial relations with banks and other businesses, the relation of the landlord and tenant, the relations existing between the producer and the ginner and the practices involved in the sale and purchase of cotton seed, the question of transportation practices and rates as they affect cotton and the practices and usages involved in the marketing, handling, and sale of this commodity, including price fixing for domestic consumption and for export, to obtain accurate data on the present and potential cotton production of various other countries, and to determine the relative cost of production in such competitive areas. It shall investigate any and all causes for loss of American markets abroad and shall likewise inquire into all present uses of cotton and inquire into the further uses to which cotton might be put and into all other matters which the committee may deem necessary and pertinent to an understanding of the problems that face our cotton producers.

Said committee shall be paid only its necessary traveling expenses and shall have the authority to seek or require the cooperation and assistance of any State department or official of this State. Said committee may employ a secretary and is hereby authorized, upon approval of the Speaker of the House and the Lieutenant-Governor, to incur necessary expenses in connection with the printing of information and reports.

It shall be the duty of this committee to prepare its full and complete report to the Forty-third Legislature and to prepare such measures

as it may desire to have considered by the Legislature.

The Speaker of the House and the Lieutenant-Governor are hereby authorized and directed to provide for payment out of the contingent expense account of the respective houses such expenses as may be incurred by the committee and approved by them.

BECK,  
HUBBARD,  
MOFFETT,  
WAGSTAFF,  
OLSEN,  
WESTBROOK,  
POPE.

The resolution was read second time.

(Mr. McGill in the chair.)

Mr. Burns of McCulloch raised a point of order on further consideration of the resolution at this time, on the ground that the time for the consideration of resolutions has expired.

The Speaker sustained the point of order.

#### SENATE BILL NO. 8 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. Satterwhite, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 8, A bill to be entitled "An Act providing relief for the Valentine Independent School District, in order to aid said district in repairing and rehabilitating its school building which was seriously damaged and rendered untenable and unsafe for use for school purposes by the earthquake on Sunday, August 16, 1931, making an appropriation for that purpose, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Barron moved the previous question on the passage of the bill to third reading, and the main question was ordered.

Senate bill No. 8 was then passed to third reading.

Mr. Burns of McCulloch moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m. today, and the call was not seconded.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, September 26, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate  
to inform the House that the Senate  
has passed

S. B. No. 34, A bill to be entitled  
"An Act requiring all public ware-  
house men to issue receipts, contain-  
ing in addition to the information  
now required by Article 5570, of the  
statutes of this State, a statement of  
the class and sample of the cotton  
represented by the receipt, said class  
and staple to have been determined  
by a public cotton classer, licensed  
as required by law, prescribing the  
fees that may be charged for such  
information; providing for tempo-  
rary receipts in certain cases; pro-  
viding for the exchange of such  
temporary receipts; and providing  
penalty and forfeiture of certificate  
for neglectful failure to carry out the  
provisions of this act, and declaring  
an emergency."

S. B. No. 45, A bill to be entitled  
"An Act making appropriations to  
pay salaries and expenses of district  
judges in Judicial Districts Nos. One  
Hundred and Twenty three (123),  
One Hundred and Twenty-four (124),  
and One hundred and Twenty-six  
(126), and to pay salaries of assist-  
ant district attorney in the Forty-  
seventh (47th) Judicial District for  
the two-year period beginning Sep-  
tember 1, 1931, and ending August  
31, 1933, and to pay blanket warrants  
issued by the State Comptroller to  
district judges, district attorneys, and  
court reporters for services rendered  
after the acts creating their respec-  
tive offices became effective, and de-  
claring an emergency."

Respectfully,

BOB BARKER,  
Secretary of the Senate.

(Speaker in the chair.)

SENATE BILL NO. 44 ON SECOND  
READING.

(By Unanimous Consent.)

On motion of Mr. Sherrill, the  
regular order of business was sus-  
pended to take up and have placed on  
its second reading and passage to  
third reading,

S. B. No. 44, A bill to be entitled

"An Act to authorize any county in  
this State, whose population accord-  
ing to the United States census of  
1930 did not exceed 15,000, to pur-  
chase the property of such debtor,  
etc."

The Speaker laid the bill before  
the House, and it was read second  
time, and was passed to third read-  
ing.

SENATE BILL NO. 44 ON THIRD  
READING.

Mr. Sherrill moved that the consti-  
tutional rule requiring bills to be read  
on three several days be suspended  
and that Senate bill No. 44 be placed  
on its third reading and final pas-  
sage.

The motion prevailed by the fol-  
lowing vote:

Yeas—100.

Mr. Speaker.	Harrison
Adams of Jasper.	of Waller.
Adkins.	Hatchitt.
Akin.	Hefley.
Alsup.	Herzik.
Baker.	Hill.
Barron.	Hines.
Beck.	Holland.
Bounds.	Hoskins.
Brice.	Hubbard.
Bryant.	Johnson
Burns of Walker.	of Dallam.
Burns	Johnson
of McCulloch.	of Dimmit.
Carpenter.	Johnson of Morris.
Coltrin.	Jones of Shelby.
Cox of Limestone.	Jones of Atascosa.
Davis.	Kennedy.
Dodd.	Laird.
Donnell.	Lasseter.
Dowell.	Lemens.
Dunlap.	Lilley.
Duvall.	Lockhart.
Elliott.	McGill.
Engelhard.	Magee.
Farmer.	Martin.
Farrar.	Mehl.
Ferguson.	Metcalfe.
Finn.	Moffett.
Fisher.	Moore.
Forbes.	Morse.
Ford.	Murphy.
Fuchs.	Nicholson.
Gilbert.	Olsen.
Giles.	O'Quinn.
Goodman.	Patterson.
Graves.	Ratliff.
Greathouse.	Ray.
Grogan.	Richardson.
Hanson.	Rogers.
Hardy.	Rountree.
Harman.	Sanders.

Satterwhite.	Terrell
Savage.	of Val Verde.
Shelton.	Towery.
Smith of Wood.	Veatch.
Stephens.	Wagstaff.
Stevenson.	Walker.
Strong.	Warwick.
Sullivant.	West of Coryell.
Tarwater.	West of Cameron.
Terrell	Wiggs.
of Cherokee.	Young.

## Absent.

Anderson.	Leonard.
Boyd.	Long.
Brooks.	McCombs.
Caven.	McDougald.
Coombes.	McGregor.
Cunningham.	Munson.
Dale.	Pope.
DeWolfe.	Ramsey.
Dwyer.	Scott.
Holder.	Sherrill.
Howsley.	Sparkman.
Hughes.	Steward.
Jackson.	Wyatt.
Keller.	

## Absent—Excused.

Adams of Harris.	Justiss.
Adamson.	Kayton.
Albritton.	Lee.
Bedford.	Mathis.
Bond.	Petsch.
Bradley.	Reader.
Claunch.	Smith of Bastrop.
Cox of Lamar.	Turner.
Daniel.	Van Zandt.
Harrison	Vaughan.
of El Paso.	Weinert.
Holloway.	Westbrook.

The Speaker then laid Senate bill No. 44 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—101.

Mr. Speaker.	Davis.
Adams of Jasper.	Dodd.
Adkins.	Donnell.
Akin.	Dowell.
Alsup.	Dunlap.
Baker.	Duvall.
Barron.	Elliott.
Beck.	Engelhard.
Bounds.	Farmer.
Brice.	Farrar.
Bryant.	Ferguson.
Burns of Walker.	Finn.
Burns	Fisher.
of McCulloch.	Forbes.
Carpenter.	Ford.
Coltrin.	Fuchs.
Cox of Limestone.	Gilbert.

Giles.	Mehl.
Goodman.	Metcalfe.
Graves.	Moffett.
Greathouse.	Moore.
Hanson.	Morse.
Hardy.	Murphy.
Harman.	Nicholson.
Harrison	Olsen.
of Waller.	O'Quinn.
Hatchitt.	Patterson.
Hefley.	Ratliff.
Herzik.	Ray.
Hill.	Richardson.
Hines.	Rogers.
Holder.	Rountree.
Holland.	Sanders.
Hoskins.	Satterwhite.
Howsley.	Savage.
Jackson.	Shelton.
Johnson	Sherrill.
of Dallam.	Smith of Wood.
Johnson	Stevenson.
of Dimmit.	Strong.
Johnson of Morris.	Sullivant.
Jones of Shelby.	Tarwater.
Jones of Atascosa.	Terrell
Kennedy.	of Cherokee.
Laird.	Towery.
Lasseter.	Veatch.
Lemens.	Wagstaff.
Leonard.	Walker.
Lilley.	Warwick.
Lockhart.	West of Coryell.
McGill.	West of Cameron.
Magee.	Wiggs.
Martin.	Young.

## Present—Not Voting.

Stephens.

## Absent.

Anderson.	Long.
Boyd.	McCombs.
Brooks.	McDougald.
Caven.	McGregor.
Coombes.	Munson.
Cunningham.	Pope.
Dale.	Ramsey.
DeWolfe.	Scott.
Dwyer.	Sparkman.
Grogan.	Steward.
Hubbard.	Terrell
Hughes.	of Val Verde.
Keller.	Wyatt.

## Absent—Excused.

Adams of Harris.	Harrison
Adamson.	of El Paso.
Albritton.	Holloway.
Bedford.	Justiss.
Bond.	Kayton.
Bradley.	Lee.
Claunch.	Mathis.
Cox of Lamar.	Petsch.
Daniel.	Reader.

Smith of Bastrop. Vaughan.  
Turner. Weinert.  
Van Zandt. Westbrook.

# SENATE BILL NO. 8 ON THIRD READING.

Mr. Satterwhite moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 8 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—95.

Mr. Speaker.	Johnson
Adams of Jasper.	of Dimmit.
Adkins.	Johnson of Morris.
Alsup.	Jones of Shelby.
Baker.	Jones of Atascosa.
Barron.	Kennedy.
Beck.	Laird.
Bounds.	Lasseter.
Brice.	Lemens.
Bryant.	Leonard.
Burns of Walker.	Lilley.
Burns	McGill.
of McCulloch.	Magee.
Carpenter.	Martin.
Coltrin.	Mehl.
Cox of Limestone.	Metcalfe.
Davis.	Moffett.
Donnell.	Moore.
Dowell.	Morse.
Duvall.	Murphy.
Elliott.	Nicholson.
Engelhard.	Olsen.
Farmer.	O'Quinn.
Ferguson.	Patterson.
Finn.	Ratliff.
Fisher.	Ray.
Forbes.	Richardson.
Ford.	Rogers.
Gilbert.	Rountree.
Giles.	Sanders.
Goodman.	Satterwhite.
Greathouse.	Savage.
Grogan.	Shelton.
Hanson.	Sherrill.
Hardy.	Smith of Wood.
Harman.	Stevenson.
Harrison	Strong.
of Waller.	Sullivant.
Hatchitt.	Tarwater.
Hefley.	Terrell
Herzik.	of Cherokee.
Hill.	Towery.
Hines.	Veatch.
Holder.	Wagstaff.
Holland.	Walker.
Hoskins.	Warwick.
Howsley.	West of Coryell.
Jackson.	West of Cameron.
Johnson	Wiggs.
of Dallam.	Young.

Nays—5.

Akin. Lockhart.  
Farrar. Stephens.

Graves.

Absent.

Anderson.	Keller.
Boyd.	Long.
Brooks.	McCombs.
Caven.	McDougald.
Coombes.	McGregor.
Cunningham.	Munson.
Dale.	Pope.
DeWolfe	Ramsey.
Dodd.	Scott.
Dunlap.	Sparkman.
Dwyer.	Steward.
Fuchs.	Terrell
Hubbard.	of Val Verde.
Hughes.	Wyatt.

Absent—Excused.

Adams of Harris.	Justiss.
Adamson.	Kayton
Albritton.	Lee.
Bedford.	Mathis.
Bond.	Petsch.
Bradley.	Reader.
Claunch.	Smith of Bastrop.
Cox of Lamar.	Turner.
Daniel.	Van Zandt.
Harrison	Vaughan.
of El Paso.	Weinert.
Holloway.	Westbrook.

The Speaker then laid Senate bill No. 8 before the House on its third reading and final passage.

The bill was read third time and was passed.

# HOUSE BILL NO. 78 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. Barron, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 78, A bill to be entitled "An Act to amend Section 14, Article 7047, of the Revised Civil Statutes of 1925, relating to and imposing an occupation tax on loan brokers and defining same and providing for certain exceptions, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

# HOUSE BILL NO. 78 ON THIRD READING.

Mr. Barron moved that the constitutional rule requiring bills to be read

on three several days be suspended, and that House bill No. 78 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—100.

Mr. Speaker.	Jones of Shelby.
Adams of Jasper.	Jones of Atascosa.
Adkins.	Kennedy.
Akin.	Laird.
Alsup.	Lasseter.
Baker.	Leonard.
Barron.	Lilley.
Beck.	Lockhart.
Bounds.	Long.
Brice.	McGill.
Brooks.	McGregor.
Bryant.	Magee.
Burns	Martin.
of McCulloch.	Mehl.
Carpenter.	Metcalfe.
Coltrin.	Moffett.
Davis.	Moore.
DeWolfe.	Morse.
Dodd.	Murphy.
Donnell.	Nicholson.
Dowell.	Olsen.
Duvall.	O'Quinn.
Elliott.	Pope.
Engelhard.	Ratliff.
Farmer.	Ray.
Farrar.	Reader.
Ferguson.	Richardson.
Finn.	Rogers.
Fisher.	Rountree.
Forbes.	Sanders.
Ford.	Satterwhite.
Giles.	Savage.
Graves.	Shelton.
Greathouse.	Sherrill.
Grogan.	Smith of Wood.
Hanson.	Stephens.
Hardy.	Stevenson.
Harman.	Steward.
Harrison	Strong.
of Waller.	Sullivant.
Hatchitt.	Tarwater.
Hefley.	Terrell
Herzik.	of Cherokee.
Hill.	Terrell
Hines.	of Val Verde.
Holland.	Towery.
Hoskins.	Veatch.
Howsley.	Wagstaff.
Jackson.	Walker.
Johnson	West of Coryell.
of Dallam.	West of Cameron.
Johnson	Wiggs.
of Dimmit.	Young.
Johnson of Morris.	

## Nays—2.

Lemens.	Patterson.
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## Absent.

Anderson.	Holder.
Boyd.	Hubbard.
Burns of Walker.	Hughes.
Caven.	Keller.
Coombes.	McCombs.
Cox of Limestone.	McDougald.
Cunningham.	Munson.
Dale.	Ramsey.
Dunlap.	Scott.
Dwyer.	Sparkman.
Fuchs.	Warwick.
Gilbert.	Wyatt.
Goodman.	

## Absent—Excused.

Adams of Harris.	Justiss.
Adamson.	Kayton.
Albritton.	Lee.
Bedford.	Mathis.
Bond.	Petsch.
Bradley.	Smith of Bastrop.
Claunch.	Turner.
Cox of Lamar.	Van Zandt.
Daniel.	Vaughan.
Harrison	Weinert.
of El Paso.	Westbrook.
Holloway.	

The Speaker then laid House bill No. 78 before the House on its third reading and final passage.

The bill was read third time, and passed by the following vote:

## Yeas—100.

Mr. Speaker.	Farrar.
Adams of Jasper.	Ferguson.
Adkins.	Finn.
Akin.	Forbes.
Alsup.	Ford.
Baker.	Gilbert.
Barron.	Giles.
Beck.	Goodman.
Bounds.	Graves.
Brice.	Greathouse.
Brooks.	Grogan.
Bryant.	Hanson.
Burns of Walker.	Hardy.
Burns	Harman.
of McCulloch.	Harrison
Carpenter.	of Waller.
Coltrin.	Hatchitt.
Coombes.	Hefley.
Cox of Limestone.	Herzik.
Davis.	Hill.
DeWolfe.	Hines.
Dodd.	Holder.
Donnell.	Holland.
Dowell.	Hoskins.
Dunlap.	Howsley.
Duvall.	Jackson.
Elliott.	Johnson
Engelhard.	of Dallam.
Farmer.	Johnson of Dimmit.



Johnson of Morris.	Rountree.
Jones of Shelby.	Sanders.
Kennedy.	Satterwhite.
Laird.	Savage.
Lasseter.	Shelton.
Leonard.	Sherrill.
Lilley.	Smith of Wood.
Lockhart.	Stephens.
Long.	Stevenson.
McGill.	Strong.
McGregor.	Sullivant.
Magee.	Tarwater.
Martin.	Terrell.
Mehl.	of Cherokee.
Metcalfe.	Terrell
Moffett.	of Val Verde.
Moore.	Towery.
Murphy.	Veatch.
Nicholson.	Wagstaff.
Olsen.	Walker.
O'Quinn.	West of Coryell.
Ratliff.	West of Cameron.
Ray.	Wiggs.
Richardson.	Young.
Rogers.	

## Nays—2.

Lemens.	Steward.
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## Absent.

Anderson.	McCombs.
Boyd.	McDougald.
Caven.	Morse.
Cunningham.	Munson.
Dale.	Patterson.
Dwyer.	Pope.
Fisher.	Ramsey.
Fuchs.	Scott.
Hubbard.	Sparkman.
Hughes.	Warwick.
Jones of Atascosa.	Wyatt.
Keller.	

## Absent—Excused.

Adams of Harris.	Justiss.
Adamson.	Kayton.
Albritton.	Lee.
Bedford.	Mathis.
Bond.	Petsch.
Bradley.	Reader.
Claunch.	Smith of Bastrop.
Cox of Lamar.	Turner.
Daniel.	Van Zandt.
Harrison	Vaughan.
of El Paso.	Weinert.
Holloway.	Westbrook.

## SENATE BILL NO. 11 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. Harman, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 11, A bill to be entitled "An Act to amend Section 2, Chapter 34, of Acts of the First Called Session of the Forty-first Legislature of the State of Texas, said chapter being entitled 'An Act to create a more efficient road system for McLennan county, Texas,' by changing the figures eighteen hundred dollars (\$1800) to six hundred dollars (\$600) wherever they appear, and adding thereto a provision prohibiting the use of county-owned automobiles or any form of county-supplied transportation by the county commissioners of McLennan county, and prohibiting the receipt by such commissioners of compensation not herein provided for, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Harman offered the following amendments to the bill:

## (1)

Amend Senate bill No. 11, page 1, Section 1, by striking out the words and figures "six hundred dollars (\$600)" and insert in lieu thereof the words and figures "twelve hundred dollars (\$1200)."

## (2)

Amend Senate bill No. 11, page 1, Section 1, by inserting between the words "to" and "use" the word "the" in the fourth line from the bottom.

HARMAN,  
WESTBROOK,  
FORD.

The amendments were severally adopted.

Senate bill No. 11 was then passed to third reading.

## SENATE BILL NO. 11 ON THIRD READING.

Mr. Harman moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 11 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

Mr. Speaker.	Akin.
Adams of Jasper.	Alsup.
Adkins.	Barron.

Beck.	Jones of Atascosa.
Bounds.	Kennedy.
Brice.	Laird.
Brooks.	Lasseter.
Bryant.	Lemens.
Burns of Walker.	Leonard.
Burns	Lilley.
of McCulloch.	Lockhart.
Carpenter.	Long.
Davis.	McGill.
Dodd.	McGregor.
Donnell.	Magee.
Dowell.	Martin.
Dunlap.	Mehl.
Duvall.	Metcalf.
Elliott.	Moffett.
Engelhard.	Moore.
Farmer.	Morse.
Farrar.	Murphy.
Ferguson.	Nicholson.
Finn.	Olsen.
Fisher.	O'Quinn.
Forbes.	Pope.
Ford.	Ratliff.
Gilbert.	Ray.
Giles.	Richardson.
Goodman.	Rogers.
Graves.	Rountree.
Greathouse.	Sanders.
Grogan.	Satterwhite.
Hanson.	Savage.
Hardy.	Shelton.
Harman.	Sherrill.
Harrison	Stephens.
of Waller.	Stevenson.
Hatchitt.	Steward.
Hefley.	Strong.
Herzik.	Tarwater.
Hill.	Terrell.
Hines.	of Cherokee.
Holland.	Terrell
Hoskins.	of Val Verde.
Howsley.	Towery.
Hubbard.	Veatch.
Jackson.	Wagstaff.
Johnson	Walker.
of Dallam.	West of Coryell.
Johnson	West of Cameron.
of Dimmit.	Wiggs.
Johnson of Morris.	Young.
Jones of Shelby.	

Nays—1.

Smith of Wood.

Absent.

Anderson.	Dwyer.
Baker.	Fuchs.
Boyd.	Holder.
Caven.	Hughes.
Coltrin.	Keller.
Coombes.	McCombs.
Cox of Limestone.	McDougald.
Cunningham.	Munson.
Dale.	Patterson.
DeWolfe.	Ramsey.

Scott.	Warwick.
Sparkman.	Wyatt.
Sullivan.	

Absent—Excused.

Adams of Harris.	Justiss.
Adamson.	Kayton.
Albritton.	Lee.
Bedford.	Mathis.
Bond.	Petsch.
Bradley.	Reader.
Claunch.	Smith of Bastrop.
Cox of Lamar.	Turner.
Daniel.	Van Zandt.
Harrison	Vaughan.
of El Paso.	Weinert.
Holloway.	Westbrook.

The Speaker then laid Senate bill No. 11 before the House on its third reading and final passage.

The bill was read third time, and was passed.

#### SENATE BILL NO. 37 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mrs. Moore, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 37, A bill to be entitled "An Act making an emergency appropriation out of the Sand, Shell, and Gravel Fund of the State to pay certain refunds to counties, and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time and was passed to third reading.

#### SENATE BILL NO. 37 ON THIRD READING.

Mrs. Moore moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 37 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—84.

Mr. Speaker.	Burns
Adams of Jasper.	of McCulloch.
Adkins.	Carpenter.
Barron.	Caven.
Beck.	Coltrin.
Brooks.	Cox of Limestone.
Bryant.	Davis.
Burns of Walker.	Donnell.

Dunlap.	Kennedy.
Elliott.	Laird.
Engelhard.	Lasseter.
Farmer.	Lemens.
Farrar.	Leonard.
Ferguson.	Lilley.
Finn.	Long.
Fisher.	McGill.
Forbes.	McGregor.
Ford.	Magee.
Gilbert.	Metcalfe.
Giles.	Moffett.
Graves.	Moore.
Greathouse.	Morse.
Grogan.	Murphy.
Hardy.	Nicholson.
Harman.	Olsen.
Harrison	O'Quinn.
of Waller.	Ratliff.
Hatchitt.	Ray.
Hefley.	Rogers.
Herzik.	Sanders.
Hill.	Satterwhite.
Hines.	Savage.
Holland.	Shelton.
Hoskins.	Sherrill.
Howsley.	Stevenson.
Hubbard.	Steward.
Jackson.	Strong.
Johnson	Tarwater.
of Dallam.	Towery.
Johnson	Veatch.
of Dimmit.	Walker.
Johnson of Morris.	Warwick.
Jones of Shelby.	West of Cameron.
Jones of Atascosa.	Young.

## Nays—16.

Alsup.	Richardson.
Baker.	Smith of Wood.
Bounds.	Stephens.
Brice.	Terrell
Dodd.	of Cherokee.
Dowell.	Terrell
Goodman.	of Val Verde.
Hanson.	West of Coryell.
Lockhart.	Wiggs.

## Absent.

Akin.	McDougald.
Anderson.	Martin.
Boyd.	Mehl.
Coombes.	Munson.
Cunningham.	Patterson.
Dale.	Pope.
DeWolfe.	Ramsey.
Duvall.	Rountree.
Dwyer.	Scott.
Fuchs.	Sparkman.
Holder.	Sullivant.
Hughes.	Wagstaff.
Keller.	Wyatt.
McCombs.	

## Absent—Excused.

Adams of Harris.	Adamson.
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Albritton.	Kayton.
Bedford.	Lee.
Bond.	Mathis.
Bradley.	Petsch.
Claunch.	Reader.
Cox of Lamar.	Smith of Bastrop.
Daniel.	Turner.
Harrison	Van Zandt.
of El Paso.	Vaughan.
Holloway.	Weinert.
Justiss.	Westbrook.

The Speaker then laid Senate bill No. 37 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

## Yeas—72.

Mr. Speaker.	Holland.
Adams of Jasper.	Hoskins.
Adkins.	Howsley.
Beck.	Hubbard.
Brooks.	Jackson.
Bryant.	Johnson
Burns of Walker.	of Dimmit.
Carpenter.	Johnson of Morris.
Caven.	Jones of Shelby.
Coltrin.	Kennedy.
Cox of Limestone.	Leonard.
Cunningham.	Lilley.
Davis.	Long.
DeWolfe.	McGill.
Dodd.	McGregor.
Donnell.	Magee.
Duvall.	Metcalfe.
Engelhard.	Moffett.
Farmer.	Moore.
Farrar.	Morse.
Finn.	Murphy.
Fisher.	Nicholson.
Forbes.	Olsen.
Ford.	O'Quinn.
Gilbert.	Ratliff.
Giles.	Ray.
Goodman.	Rogers.
Graves.	Sanders.
Greathouse.	Savage.
Grogan.	Shelton.
Harman.	Stevenson.
Harrison	Steward.
of Waller.	Veatch.
Hatchitt.	Walker.
Herzik.	Warwick.
Hill.	West of Cameron.
Hines.	Young.

## Nays—26.

Akin.	Dowell.
Alsup.	Elliott.
Baker.	Ferguson.
Bounds.	Hanson.
Brice.	Hefley.
Burns	Jones of Atascosa.
of McCulloch.	Laird.

Lockhart.	Terrell
Martin.	of Cherokee.
Richardson.	Terrell
Satterwhite.	of Val Verde.
Sherrill.	Towery.
Smith of Wood.	Wagstaff.
Stephens.	West of Coryell.
Strong.	

## Present—Not Voting.

Barron.	Lemens.
Johnson	Tarwater.
of Dallam.	

## Absent.

Anderson.	McDougald.
Boyd.	Mehl.
Coombes.	Munson.
Dale.	Patterson.
Dunlap.	Pope.
Dwyer.	Ramsey.
Fuchs.	Rountree.
Hardy.	Scott.
Holder.	Sparkman.
Hughes.	Sullivant.
Keller.	Wiggs.
Lasseter.	Wyatt.
McCombs.	

## Absent—Excused.

Adams of Harris.	Justiss.
Adamson.	Kayton.
Albritton.	Lee.
Bedford.	Mathis.
Bond.	Petsch.
Bradley.	Reader.
Claunch.	Smith of Bastrop.
Cox of Lamar.	Turner.
Daniel.	Van Zandt.
Harrison	Vaughan.
of El Paso.	Weinert.
Holloway.	Westbrook.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, September 26, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate  
to inform the House that the Senate  
has passed

H. B. No. 86, A bill to be entitled  
"An Act to amend Article 773, Re-  
vised Penal Code, 1925, of the State  
of Texas, so as to make the provi-  
sions of said bill apply to optome-  
trists, and to re-enact Article 774 of  
the Revised Penal Code of 1925 of  
the State of Texas, and declaring an  
emergency."

The Senate has granted the request  
of the House for a new conference  
committee on Senate bill No. 13. The  
following have been appointed on the

part of the Senate: Rawlings, Hop-  
kins, Purl, Poage, and Woodruff.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

MOTION TO SUSPEND CERTAIN  
HOUSE RULE.

Mr. Moffett moved that the House  
rule which relates to the considera-  
tion of bills in their regular order,  
be suspended to take up and consider  
at this time House bill No. 28.

The motion was lost.

HOUSE BILL NO. 79 ON SECOND  
READING.

(By Unanimous Consent.)

On motion of Mr. Hubbard, the  
regular order of business was sus-  
pended to take up and have placed  
on its second reading and passage to  
engrossment,

H. B. No. 79, A bill to be entitled  
"An Act to amend Section 39, Chap-  
ter 212, page 355, Acts, 1931, Forty-  
second Legislature, Regular Session."

The Speaker laid the bill before the  
House, and it was read second time.

Mr. West of Cameron offered the  
following amendment to the bill:

Amend House bill No. 79 by add-  
ing thereto the following:

"Gross Production Tax on Oil.—  
Each person owning, controlling, man-  
aging, operating or leasing in this  
State any oil well, or any person who  
produces in any other manner any  
oil by taking it from the earth in  
this State, shall make quarterly on  
the first days of January, April, July,  
and October of each year, a report to  
the Comptroller, under oath of such  
person or if the producer is other  
than a natural person, under oath of  
the president, treasurer, superintend-  
ent or person in charge of such pro-  
duction, showing the total amount of  
oil produced by such person from each  
well, or otherwise, during the quarter  
next preceding and the average mar-  
ket value thereof during said quarter.  
Each such person on said first days  
of January, April, July, and October  
shall pay to the Treasurer of this  
State an occupation tax for the quar-  
ter beginning on said date equal to  
two per cent of the value of the total  
amount of oil produced in this State  
by such person during the quarter  
next preceding such first days of

January, April, July, and October at the average market value thereof, provided that the amount of such occupation tax so paid shall be in no event less than two cents per barrel of oil produced.

"2. Each person mentioned and included in subdivision 1 of this article shall make, keep and preserve a full and complete record of all such oil produced in this State during the time so engaged in its production, and said record shall be open at all times to the inspection of all tax officers of this State. Any person failing to comply with this requirement shall be subject to a penalty not less than five hundred and not more than fifteen hundred dollars payable to the State of Texas, and such penalty shall accrue for each ten days of failure to comply with this subdivision of said article, and such penalty shall accrue for failure to comply with this subdivision with reference to each separate oil well.

"3. In each report required to be made by this article such person making the same shall show in detail the disposition made of any such oil, if disposed of, and if not, shall show where it is stored. Said report shall show to whom any such oil was sold or delivered, the date of sale and delivery, the amount delivered to each, and shall show the name and location of the person, refinery, pipe line, establishment, plant, factory, railroad, institution or place to which or to whom delivery was made.

"4. The word 'person' as used in this article shall include any person, firm, concern, receiver, receivers, trustees, executors, administrator, agent, institution, association, partnership, company, corporations, and persons acting under declarations of trust, as well as the trustees acting under such declarations of trust.

"5. The market value of oil as that term is used herein shall be the actual market value of the same, and among other things proper to be considered, any bonus or premium paid or which the oil will reasonably bring, shall not be excluded in arriving at the market value.

"6. Any person failing to make proper and accurate report for thirty days from the date when said report is required herein to be made, shall forfeit and pay to the State of Texas a penalty of ten per cent of the amount of the tax due for the quar-

ter for which said report is required by law to be made.

"7. Any person failing to pay any tax provided for herein within thirty days from the date when said tax is required herein to be paid, shall forfeit and pay to the State of Texas a penalty of ten per cent upon the amount of such tax and six per cent interest upon the amount of such tax and penalty from date when due and payable until paid.

"8. The word 'oil' as used in this law means petroleum oil, mineral oil, or other oil taken from the earth.

"9. For the occupation tax, penalties and interest herein provided for, the State shall have a lien on any leasehold interest, ownership of the oil rights or interest owned by the person owing any tax herein provided for.

"10. The near approach of the end of the session and the urgent need of raising revenue for the purpose of meeting the expense of government creates an emergency and an imperative public necessity which requires that the constitutional rule providing that bills shall be read on three several days be suspended and that this act take effect and be in force from and after its passage, and it is so enacted."

Mr. Hubbard raised a point of order on further consideration of the amendment on the ground that the amendment is not germane to the bill.

The Speaker sustained the point of order.

Mr. Barron offered the following amendment to the bill:

Amend House bill No. 79, by striking out all below the enacting clause and substituting in lieu thereof the following:

"Section 1. That Section 39, Chapter 212, page 355, Acts 1931, Forty-second Legislature, Regular Session, be and the same is hereby amended so that said section shall read as follows:

"Sec. 39. Cigarette Dealers.—From all dealers in cigarettes in this State, five dollars (\$5), a cigarette being the same as defined by the laws of the United States government. This tax shall be in addition to any other tax levied under the law. Each dealer shall be required to procure an annual license from the county tax collector of the county where he pro-

poses to sell cigarettes, which shall be granted for no shorter or longer term than one year. The license shall describe the house and locality where the dealer proposes to sell cigarettes.

"Sec. 2. The fact that there is an error in the existing law in as much as the tax collector and not the county clerk has always collected occupation taxes, and the further fact that it is necessary that said error be corrected, creates an emergency and an imperative public necessity demanding that the constitutional rule which requires bills to be read on three several days in each house be suspended, and the said rule is hereby suspended, and this act shall be in full force and effect from and after its passage, and it is so enacted," and amend the caption accordingly.

House bill No. 79 was then passed to engrossment.

#### HOUSE BILL NO. 79 ON THIRD READING.

Mr. Hubbard moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 79 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

Mr. Speaker.	Farrar.
Adams of Jasper.	Ferguson.
Adkins.	Fisher.
Akin.	Forbes.
Alsup.	Ford.
Baker.	Gilbert.
Barron.	Giles.
Beck.	Goodman.
Bounds.	Graves.
Brice.	Greathouse.
Brooks.	Grogan.
Bryant.	Hanson.
Burns of Walker.	Harman.
Burns	Harrison
of McCulloch.	of Waller.
Carpenter.	Hatchitt.
Caven.	Hefley.
Coltrin.	Herzik.
Cox of Limestone.	Hill.
Cunningham.	Holder.
Davis.	Holland.
DeWolfe.	Hoskins.
Dodd.	Howsley.
Donnell.	Hubbard.
Dowell.	Johnson
Dunlap.	of Dallam.
Elliott.	Johnson
Farmer.	of Dimmit.

Johnson of Morris.	Richardson.
Jones of Shelby.	Rogers.
Jones of Atascosa.	Rountree.
Kennedy.	Sanders.
Laird.	Satterwhite.
Lemens.	Savage.
Leonard.	Shelton.
Lilley.	Sherrill.
Lockhart.	Stephens.
McGill.	Stevenson.
McGregor.	Steward.
Magee.	Strong.
Martin.	Sullivant.
Metcalfe.	Tarwater.
Moore.	Terrell
Morse.	of Cherokee.
Murphy.	Terrell
Nicholson.	of Val Verde.
Olsen.	Towery.
O'Quinn.	Wagstaff.
Patterson.	Walker.
Petsch.	Warwick.
Pope.	West of Coryell.
Ratliff.	West of Cameron.
Ray.	Young.

#### Absent.

Anderson.	Lasseter.
Boyd.	Long.
Coombes.	McCombs.
Dale.	McDougald.
Duvall.	Mehl.
Dwyer.	Moffett.
Engelhard.	Munson.
Finn.	Ramsey.
Fuchs.	Scott.
Hardy.	Smith of Wood.
Hines.	Sparkman.
Hughes.	Veatch.
Jackson.	Wiggs.
Keller.	Wyatt.

#### Absent—Excused.

Adams of Harris.	Justiss.
Adamson.	Kayton.
Albritton.	Lee.
Bedford.	Mathis.
Bond.	Reader.
Bradley.	Smith of Bastrop.
Claunch.	Turner.
Cox of Lamar.	Van Zandt.
Daniel.	Vaughan.
Harrison	Weinert.
of El Paso.	Westbrook.
Holloway.	

The Speaker then laid House bill No. 79 before the House on its third reading and final passage.

The bill was read third time and was passed.

#### HOUSE BILL NO. 90 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. Burns of McCul-

loch, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 90, A bill to be entitled "An Act to amend Article 2818, Revised Statutes of 1925, by providing for the distribution and use of the county available school funds in county line districts derived from the separate counties of which such districts are a part; repealing all laws in conflict herewith, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 59 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. West of Cameron, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 59, A bill to be entitled "An Act to amend Article 1667, of the Revised Civil Statutes of Texas for 1925, so that the provisions of said article shall hereafter extend to all counties containing a population of seventy-five thousand or more, as shown by the preceding Federal census, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 67 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 67, A bill to be entitled "An Act prohibiting any person to place, set, use, drag, or have in his possession any seine, net, or other device for catching fish and shrimp other than the ordinary pole and line, casting rod and reel, artificial bait, trot line, set line, or cast net or minnow seine of not more than twenty feet in length, for catching bait within waters between Padre Island and the mainland in Kleberg and Kenedy counties, and on back bays and inlets and that part of Laguna Madre within said counties and providing for a fine of not less than twenty-five (25)

dollars nor more than one hundred (100) dollars on first conviction and not less than one hundred (100) dollars nor more than two hundred (200) dollars on subsequent convictions and cancellation of fisherman's license or dealer's license or both for violation of this act, and further providing for the seizure by the Game, Fish, and Oyster Commissioner of Texas or his deputy, of nets, seines, or other tackle as evidence, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 89 ON SECOND READING.

(By Unanimous Consent.)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 89, A bill to be entitled "An Act to exclude from the Donna Irrigation District, Hidalgo County No. 1, all of that land now lying within the corporate limits of the city of Donna; providing that the lands so excluded shall continue to bear a tax which will provide an interest and sinking fund sufficient to retire that pro rata part of the indebtedness which the lands hereby excluded bear to the entire indebtedness of the Donna Irrigation District, Hidalgo County No. 1, at the time of the exclusion of said lands from said district, etc., and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 86, "An Act to amend Article 773, Revised Penal Code, 1925, of the State of Texas, so as to make the provisions of said bill apply to optometrists, and to re-enact Article 774 of the Revised Penal Code of 1925 of the State of Texas, and declaring an emergency."

#### HOUSE BILL NO. 66 ON SECOND READING.

The Speaker laid before the House,

on its second reading and passage to engrossment,

H. B. No. 66, A bill to be entitled "An Act to declare a closed season on the killing of prairie chickens in Brazoria and Matagorda counties for a period of five years, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

#### HOUSE BILL NO. 45 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 45, A bill to be entitled "An Act to validate the organization and creation of all school districts, including common school districts, independent school districts, consolidated common school districts, consolidated independent school districts, county line school districts, consolidated county line school districts, and rural high school districts, whether created by general or special law, or county board of trustees, validating the acts of said county boards of trustees and boards of such districts; validating all proceedings and acts of said boards of trustees, heretofore taken by such boards of trustees; validating all bonds, voted, authorized and or sold and/or now outstanding of said districts; validating all tax levies made in behalf of said districts; making certain exceptions, and declaring an emergency."

The bill was read second time.

Mr. Laird offered the following amendment to the bill:

Amend House bill No. 45, page 2, line 12, by striking out the following sentence: "This law shall not apply to any district, the organization or creation of which is now involved in litigation."

The amendment was adopted.

House bill No. 45 was then passed to engrossment.

#### SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 34, to the Committee on Agriculture.

Senate bill No. 45, to the Committee on Appropriations.

#### ADJOURNMENT.

Mr. Carpenter moved that the House recess to 2 o'clock p. m., today.

Mr. Sanders moved that the House adjourn until 9 o'clock a. m., next Monday.

The motion of Mr. Sanders prevailed, and the House, accordingly, at 12:25 o'clock p. m., adjourned until 9 o'clock a. m., next Monday.

#### APPENDIX.

#### STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills, as follows:

Committee of the Whole House: House bills Nos. 91 and 92.

Appropriations: Senate bills Nos. 43 and 36, and House bill No. 95.

Agriculture: Senate bill No. 34.

The Committee of the Whole House filed an adverse report with a minority favorable report on House bill No. 93.

#### REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, September 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 78, A bill to be entitled "An Act to amend Section 14, Article 7047, of the Revised Civil Statutes of 1925, relating to and imposing an occupation tax on loan brokers and defining same and providing for certain exceptions, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

RICHARDSON, Vice-Chairman.

Committee Room,

Austin, Texas, September 26, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 63, A bill to be entitled "An Act amending Senate bill No. 259, Chapter 286, Acts of the Regu-



lar Session of the Forty-second Legislature, the same being an act making appropriation for the support and maintenance of the State government for the two-year period beginning September 1, 1931, and ending August 31, 1933, and for other purposes; and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

RICHARDSON, Vice-Chairman.

Committee Room,  
Austin, Texas, September 26, 1931.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 65, A bill to be entitled "An Act amending House bill No. 508, Chapter 284, Acts of the Regular Session of the Forty-second Legislature, by readjusting and reducing appropriations with relation to the payment of the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them, etc., and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

RICHARDSON, Vice-Chairman.

Committee Room,  
Austin, Texas, September 26, 1931.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 79, A bill to be entitled "An Act to amend Section 39, Chapter 212, page 355, Acts, 1931, Forty-second Legislature, Regular Session,"

Have carefully compared same and find it correctly engrossed.

SAVAGE, Vice-Chairman.

#### REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,  
Austin, Texas, September 26, 1931.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 86, "An Act to amend Article 773, Revised Penal Code of 1925, of the State of Texas, so as to make the provisions of said bill

apply to optometrists and to re-enact Article 774 of the Revised Penal Code of 1925, of the State of Texas, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

Committee Room,  
Austin, Texas, September 26, 1931.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 80, "An Act for the purpose of releasing the interest and penalties on all State, county, special school, school district, road district, levee improvement district, and irrigation district taxes and taxes of other defined subdivisions of the State, other than incorporated cities and towns, delinquent up to and including October 20, 1931, providing said taxes are paid on or before January 31, 1932; declaring a State policy and the existence of a public calamity; suspending all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

#### THIRTEENTH DAY.

(Monday, September 28, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called and developed the fact that there was not a quorum present.

Mr. Young moved a call of the House for the purpose of securing a quorum, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Young, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.